THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.26581 of 2006

02.4.2007

Between

P.S.S.J. Devi, W/o.P.Sudhir Kumar

... Petitioner

AND

The District Collector (Panchayat Wing), East Godavari District

And others

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.26581 of 2006

ORDER:

The petitioner is a sarpanch. She filed the instant writ petition assailing the proceedings of the District Collector bearing Rc.No.2875/06/A3, dated 04.12.2006, whereby and whereunder the District Collector suspended the resolution No.29, dated 16.10.2006, passed by Kothapeta Gram Panchayat. The challenge is mainly based on Section 246(3) of A.P. Panchayat Raj Act, 1994 (the Act, for brevity) and the contention is that the District Collector has no such power to suspend the resolution. Strong reliance is placed on the decision of a Division Bench of this Court in **Eguvakamma Kandriga Gram Panchayat v District Collector, Chittoor**[1].

The matter has been coming up for preliminary hearing since 22.12.2006. Today, learned Government Pleader for Panchayat Raj submits that the impugned proceedings has been withdrawn by the District Collector by proceedings Rc.No.2875/06/A3, dated 01.4.2007. He also submits that on the same day the District Collector also sent a report to the Government. Copies of these proceedings (in Telugu) placed before this Court are made part of the record. In view of the proceedings of the District Collector dated 01.4.2007 withdrawing the impugned proceedings, nothing survives in this writ petition.

The writ petition is accordingly dismissed. No costs.

(V.V.S.RAO,J)

April 02, 2007.
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[1] 2004(2) ALT 317 (DB)